

Practitioner's Docket No. U 015548-1

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Antonella GIANNINI

Serial No.: 10/518,806

Group No.: 3728

Filed: June 23, 2005

Examiner.: Bryon P. Gehman

Confirmation No.: 2949

For: RIGID CARTON OF PACKETS OF CIGARETTES

**Commissioner for Patents**

**P. O. Box 1450**

**Alexandria, VA 22313-1450**

**RESPONSE TO REQUIREMENT FOR NEW OATH OR DECLARATION**

In response to the requirement in the Notice of Allowability for a new oath or declaration, Applicants respectfully call attention to the notice issued by the Director of

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**CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\***

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I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. 1.8(a)

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- ☐ transmitted by facsimile to the Patent and Trademark Office. to (571)-273-8360

Date: April 1, 2008

Signature \_\_\_\_\_

Clifford J. Mass

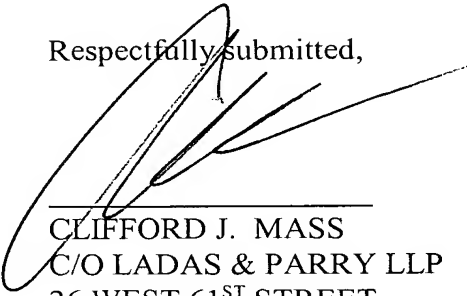
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*Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation. Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

the USPTO on November 22, 2008, wherein the Director *sua sponte* waived the express language requirement of 37 CFR 1.63(b)(3) where, as here, the oath or declaration was filed prior to June 1, 2008. The notice expressly states that the language used in the declaration filed herein ("in accordance with 1.56(a)") will be accepted as acknowledging the applicants's duty of disclosure as defined in 37 CFR 1.56.

Accordingly, the requirement in the Notice of Allowability is respectfully traversed and the applicants request withdrawal thereof.

Respectfully submitted,



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